

OK TO ENTER: /MB/ (02/15/2010)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1624
Primary Examiner: Mark L. Berch

In Re PATENT APPLICATION OF

Applicant : Fengqi YE et al.

Appln. No. : 10/580,561

Conf. No. : 5972

Filed : May 26, 2006

For : AN INTERMEDIATE COMPOUND FOR
THE PRODUCTION OF β -LACTAMASE-
RESISTANT CEPHALOSPORIN ESTER
COMPOUNDS AND SALTS THEREOF
(As amended)

Atty. Dkt. : SHA 140 NP

AMENDMENT AFTER FINAL REJECTION

MAIL STOP - AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

An Advisory Action dated January 20, 2010, has been received.

This Amendment is responsive to the Advisory Action and to the final Office Action mailed September 8, 2009, and cancels all but allowed claim 24 for which reason entry is requested.

Amendments to the Title are shown on page 2 of this paper.

Amendments to the Claims are shown in a listing of the claims that begins on page 3 of this paper.

Amendments to the Abstract are shown on page 4 of this paper.

Remarks begin on page 5 of this paper.

Reconsideration of the subject Application is requested in view of the following amendments and remarks.

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AMENDMENTS TO THE TITLE

Please replace the Title with the following new Title.

AN INTERMEDIATE COMPOUND FOR THE PRODUCTION OF β -LACTAMASE-RESISTANT
CEPHALOSPORIN ESTER COMPOUNDS AND SALTS THEREOF ~~AND USE IN ORALLY-~~
~~ADMINISTERED ANTIBIOTICS~~

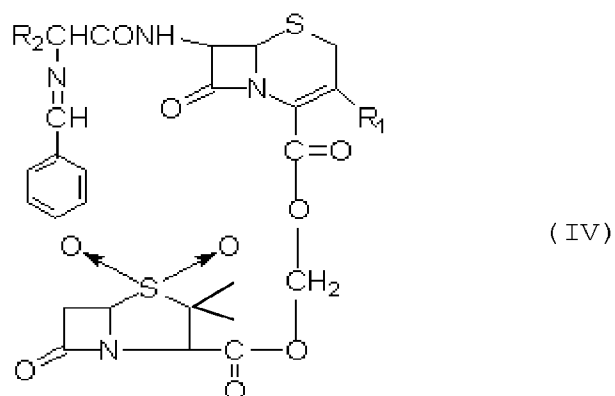
AMENDMENTS TO THE CLAIMS

Claim 24 has been amended and claims 16-23 and 25-27 have been cancelled. A listing of the claims follows and replaces all prior listing of the claims.

LISTING OF THE CLAIMS

Claims 1-23 (Cancelled).

Claim 24 (Allowed): [[A]] An intermediate compound represented by formula (IV) as follows:



wherein, $R_1 = \text{CH}_3$ or Cl ; $R_2 =$, or .

Claims 25-27 Cancelled).

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AMENDMENTS TO THE ABSTRACT

Please replace the Abstract with the new Abstract attached to this Amendment by way of a separate sheet.

REMARKS

The Advisory Action dated January 20, 2010, has been received and carefully considered. In order to place this Application in allowable condition, claims 16-23 and 25-27 have been cancelled herein, without disclaimer of the subject matter thereof and without prejudice to the filing of a Continuation Application directed thereto. Allowed claim 24 has been amended for grammatical reasons and the Title and Abstract have been amended to reflect the subject matter of the allowed claim.

Entry of this Amendment After Final Rejection is respectfully requested since Applicants believe that no new issues have been raised that would require further consideration or a further search of the prior art.

Claim 24 is now pending in the Application and has been allowed.

CONCLUSION

In view of the foregoing amendments and remarks, Applicants submit that claim 24 and the Application are in condition for allowance. Reconsideration and passage of this case to issue are therefore requested.

Should the Examiner consider that a conference would help to expedite the prosecution of this Application, the Examiner is invited to contact the undersigned to arrange for such an interview.